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CHARLES ELMORE CROPLEY
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IN THE

Supreme Court of the United States

OCTOBER TERM, 1946

No. 470, 472

ILLINOIS COMMERCE COMMISSION, et al., etc.,
Petitioners,

vs.

GREAT LAKES ELEVATOR CORPORATION, et al.,
Respondents.

ON WRIT OF CERTIORARI TO THE UNITED STATES CIRCUIT COURT OF APPEALS FOR THE SEVENTH CIRCUIT

SUGGESTION TO THE COURT OF CHANGES IN DESIGNATION OF PARTIES

IRVIN ROOKS,
LEE A. FREEMAN,
Attorneys for Daniel F. Rice, Joseph J. Rice, William F. Rowley, and Joseph A. Fagan, doing business under the firm name of Daniel F. Rice & Co., a partnership,
Petitioners.

February 26, 1947.

LINCOLN PRINTING COMPANY, CHICAGO—WABASH 4004.

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Now come Irvin Rooks and Lee A. Freeman, attorneys for petitioners in the above entitled cause No. 470, now pending and undetermined in this court upon writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit, and respectfully suggest to the court that one of the co-partners of the firm of Daniel F. Rice & Co., to-wit: Walter T. Rice, died on June 8, 1946, and that said firm has been reconstituted with the addition of Joseph A. Fagan as a partner and member thereof, so that the proper designation of said petitioners in No. 470 is now:

> Daniel F. Rice, Joseph J. Rice, William F. Rowley, and Joseph A. Fagan, doing business under the firm name of Daniel F. Rice & Co., a partnership.

It is suggested that said change of designation be noted of record in further proceedings in the above entitled causes, such change, however, not to affect any of the questions or controversies presented by the record herein, and said questions and controversies to stand for the decision of this court the same as if said change of designation had not been made.

And petitioners further suggest that respondent Great Lakes Elevator Corporation, which, as one of the parties plaintiff in the cause before the United States District Court for the Northern District of Illinois, Eastern Division, grounded its prayer for injunctive relief upon the possession of a license issued September 28, 1942, under the United States Warehouse Act (7 U. S. C., Sec. 241, *et seq.*), abandoned its service as a warehouse and public storer of grain for hire on or about June 30, 1945, and shortly thereafter surrendered the aforesaid license. The public grain warehouse and elevator formerly operated by said Great Lakes Elevator Corporation is no longer in existence. As a consequence, said Great Lakes Elevator Corporation should be dismissed as a party respondent herein, such dismissal not to affect the decision of this court with respect to the other parties respondent.

Respectfully submitted,

Irvin Rooks

Irvin Rooks)

Lee A. Freeman

Lee A. Freeman

Attorneys for Daniel F. Rice, Joseph J. Rice, William F. Rowley, and Joseph A. Fagan, doing business under the firm name of Daniel F. Rice & Co., a partnership.

February 26, 1947.